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 () AJ facsimile transmitted to the U.S. Patent and Trademark Office via fax number (703) 872-9300

Name: Kathy Mueller
 Date: 10-22-04

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/758,138
 Applicant(s) : Ekaterina A. Ponomarenko et al.
 Filed : January 15, 2004
 Title : Disposable Absorbent Article Comprising A Durable
 : Hydrophilic Acquisition Layer
 TC/A.U. : 3761
 Examiner :
 Conf. No. : 5777
 Docket No. : 9162Q
 Customer No. : 22752

free applied only

PETITION AND FEE TO CORRECT INVENTORSHIP UNDER 37 CFR 1.48(a)

Commissioner for Patents
 P. O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 CFR 1.48(a), it is requested that the present application be amended to include Robert Henry Rohrbaugh as co-inventor of the above-identified described application. When originally filed, this application, without any deceptive intention on the part of the originally-named inventor, failed to name Robert Henry Rohrbaugh as joint inventor.

In support of this Petition, Applicants have included herewith the following documents:

- 1) A *Statement Under 37 CFR 1.48(a)(1)* by Robert Henry Rohrbaugh establishing that the error occurred without deceptive intention on his part;
- 2) A *Declaration under 37 §1.63* executed by all of the inventors: Ekaterina Anatolyevna Ponomarenko, John David Carter, Ronald Dean Cramer, Mattias Schmidt, and Robert Henry Rohrbaugh; and

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1

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- 3) A *Statement Concerning Consent of Assignee* executed by Jay A. Krebs, Senior Counsel, empowered to act on behalf of The Procter & Gamble Company.

The Office is hereby authorized to charge payment of the \$130.00 petition fee under 37 CFR 1.17(i), and any other necessary fees, to Deposit Account No. 16-2480. A duplicate copy of this petition is included for this purpose.

Applicants respectfully submit that these documents fully satisfy the requirements under 37 CFR 1.48(a). In light of these submissions, it is respectfully requested that the Commissioner permit correction of inventorship of the subject application by adding Robert Henry Rohrbaugh as joint inventor.

Respectfully submitted,

FOR: THE PROCTER & GAMBLE COMPANY

By


Jay A. Krebs

Attorney for Applicant(s)

Registration No. 41,914

Tel. No. (513) 626-4856

October 22, 2004

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2